

House Bill 1734 (AS PASSED HOUSE AND SENATE)

By: Representatives Heckstall of the 48th, Post 3, Holmes of the 48th, Post 1, and Fludd of the 48th, Post 4

A BILL TO BE ENTITLED
AN ACT

1 To create the City of East Point Charter Commission; to provide for the membership of the
2 commission and the appointment and qualifications thereof; to provide for the expenses of
3 members; to provide for meetings; to provide for officers; to provide for vacancies; to
4 provide for personnel and assistance for the commission; to provide for the powers and duties
5 of the commission and the City of East Point and its elected officials, officers, and
6 employees; to provide that funds necessary for the operation of the commission shall come
7 from funds of the City of East Point; to provide for hearings; to provide for the presentation
8 of any recommendations of the commission; to provide for the abolishment of the
9 commission; to provide for other matters relative to the foregoing; to repeal conflicting laws;
10 and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 style="text-align:center">**SECTION 1.**

13 (a) There is created the City of East Point Charter Commission. The commission shall be
14 composed of nine members as follows:

15 (1) One member shall be appointed by each member of the city council of the City of East
16 Point; and

17 (2) One member, who shall be an attorney, shall be appointed by the mayor of the City of
18 East Point.

19 No member of the commission shall be a member of the governing authority or an employee
20 of the City of East Point.

21 (b) Members of the commission shall be appointed not later than June 1, 2004. All members
22 shall take office on June 1, 2004. It shall be the duty of the city council, by majority vote,
23 to designate a member of the commission to serve as chairperson of the commission. The
24 commission shall meet upon call of the chairperson. The commission shall elect from among
25 the membership of the commission such other officers as the commission deems advisable.
26 A majority of the commission shall constitute a quorum for the transaction of business. Any

1 vacancy on the commission shall be filled in the same manner as the original appointment
2 of the member whose position is vacant.

3 (c) The commission is authorized to adopt such bylaws and rules and regulations governing
4 its operation and may appoint such subcommittees as it deems necessary and appropriate.

5 (d) The members of the commission shall receive no compensation for their service on the
6 commission but shall be reimbursed from funds of the city for all actual, reasonable, and
7 necessary expenses incurred in the performance of their duties.

8 (e) It shall be the duty of the City of East Point to furnish or provide clerical assistance,
9 printing services or costs, meeting space, and other services as necessary to enable the
10 commission to complete its duties. It is declared that the expenditures of such funds is for
11 a public purpose and for a necessary governmental function.

12 (f) It shall be the duty of the City of East Point and of each elected officer, official, and
13 employee of the city to furnish the commission with such information and assistance as the
14 commission shall request.

15 **SECTION 2.**

16 It shall be the duty of the commission to undertake a thorough study of the governmental
17 structure and operations of the City of East Point. The commission is authorized to
18 undertake a study of the existing city charter and ordinances and to recommend revisions
19 thereto or a complete replacement thereof as the commission shall deem appropriate and
20 necessary for the improvement of the government of the city. The committee is authorized
21 to conduct public hearings concerning any proposals by the public, recommendations by
22 experts on city government, and recommendations by the commission. The commission
23 shall make a report of its findings and recommendations, including drafts of any proposals
24 to amend the existing city charter or ordinances of the city or to adopt a new charter as the
25 commission deems appropriate. Such report shall be submitted to the mayor and city council
26 of the city and to each member of the General Assembly of Georgia representing any portion
27 of Fulton County or any portion of the City of East Point. Such report shall be submitted by
28 October 1, 2004, and the commission shall stand abolished on such date.

29 **SECTION 3.**

30 All laws and parts of laws in conflict with this Act are repealed.